RECEIVED CENTRAL FAX CENTER AUG 1 9 2008

FAX TRANSMISSION
DATE: August 19, 2008
PTO IDENTIFIER: Application Number 10/549,854 Conf# 7163
Patent Number Inventor: Toshifumi Mihashi et al.
MESSAGE TO: US Patent and Trademark Office
FAX NUMBER: (571) 273-8300
FROM: EDWARDS ANGELL PALMER & DODGE LLP
James E. Armstrong, IV
PHONE: (202) 478-7370
Attomey Dkt. #: 80220(302735)
PAGES (Including Cover Sheet): 8
CONTENTS: Supplemental Amendment (6 pages) Certificate of Transmission (1 page) Facsimile Cover Sheet (1 page)
If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (202) 478-7370 and send the original transmission to us by return mail at the address below.
This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.
EDWARDS ANGELL PALMER & DODGE LLP 1875 Eye Street, NW, Washington, DC 20006 Telephone: (202) 478-7370 Facsimile: (202) 478-7380
i

DC 246520.1

1

RECEIVED CENTRAL FAX DENTER

AUG 1 9 2008
PYC/SB/97 (09-04)
Approved for use through 07/31/2008. OMB 0851-0031
U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

Application No. (if known): 10/549,854

Attorney Docket No.: 80220(302735)

# Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

August 19, 2008 Date

> James E. Armstrong, IV Typed of printed name of person signing Certificate

42.266

Registration Number, if applicable

(202) 478-7370

Telephone Number

Each paper must have its own certificate of transmission, or this certificate must Note:

identify each submitted paper.

Supplemental Amendment (6 pages)

RESEIVED
CENTRAL FAX CENTER
AUG 1 9 2008

Docket No.: 80220(302735) (PATENT)

(-----

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Toshifumi Mihashi

Application No.: 10/549,854

Confirmation No.: 7163

Filed: September 23, 2005

**Art Unit: 2873** 

For: REFRACTION MEASURING INSTRUMENT

Examiner: J. Dinh

#### **SUPPLEMENTAL**

## **AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

#### **INTRODUCTORY COMMENTS**

To supplement the Response filed on August 18, 2008 in response to the Office Action dated April 17, 2008, with August 17, 2008 being a Sunday, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.